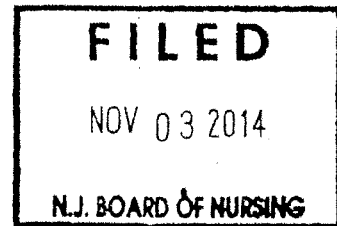


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	
	:	Administrative Action
El Eugenues Alland Bractea Bey, R.N.	:	
License No. 26NO08217600	:	FINAL ORDER
	:	OF DISCIPLINE
TO PRACTICE NURSING	:	
IN THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. El Eugenues Alland Bractea Bey ("Respondent") is licensed as a registered professional nurse in the State of New Jersey and has been a licensee at all relevant times.

2. Respondent was the subject of a Final Order of Discipline filed on January 30, 2012 which suspended his license

to practice nursing and imposed a two hundred dollar (\$200) civil penalty. The Final Order was based upon Respondent's failure to cooperate with a Board investigation about Respondent's January 15, 2011 arrest for shoplifting. Pursuant to the Final Order, Respondent was suspended until he cooperated fully with the Board's investigation by providing the Board with the information requested in the Board's letter of inquiry about his arrest.

3. After receiving the Final Order of Discipline, Respondent petitioned the Board for reinstatement of his license to practice nursing by fully responding to the Board's inquiry and paying the two hundred dollar (\$200) civil penalty. An Order of Reinstatement of License was filed on February 15, 2012 reinstating respondent's license.

4. On or about June 12, 2012, the Board received a reporting form from Bergen Regional Medical Center indicating they had terminated Respondent's employment for failing to notify them that his license had been suspended and for working while his license was suspended. During the sixteen day period of suspension, from January 31, 2012 to February 15, 2012, Respondent worked at Bergen Regional Medical Center on eight separate days.

CONCLUSIONS OF LAW

The Board finds that Respondent's work as a registered professional nurse during the sixteen day period that his license was suspended constitutes the unlicensed practice of nursing in violation of N.J.S.A. 45:11-37 and 45:1-25, and also constitutes failure to comply with a Board Order pursuant to N.J.A.C. 13:45C-1.4, which is deemed professional misconduct within the intendment of N.J.S.A. 45:1-22(e).

DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline ("POD") provisionally reprimanding Respondent for engaging in the unlicensed practice of nursing in New Jersey while his license was suspended and provisionally imposing a one thousand dollar (\$1000) civil penalty for violation of N.J.S.A. 45:11-37, 45:1-25 and 45:1-22(e) was filed on April 25, 2014. A copy was forwarded to Respondent's last known address by means of both regular and certified mail. The regular mail was not returned; the certified mailing was not claimed. The POD was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry

unless Respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Mr. Bey responded to the POD on June 2, 2014. In his response he claimed that the Board "refuses to admit that it was in error in suspending [his] license" and that he was retaining an attorney thereby demonstrating that he was aware of the charges and that the POD was subject to finalization. Additional time was afforded Mr. Bey to retain an attorney and provide a further response. The Board did not receive any further response. Therefore the Board finds that Respondent had notice that his license was suspended and worked during that time period. Hence the Board was not persuaded that the submitted materials merited modification of the POD and concluded that the reprimand and penalty provided for in the POD should be imposed.

ACCORDINGLY, IT IS on this 3rd day of November, 2014

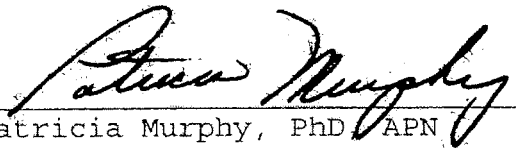
ORDERED that:

1. El Eugenés Alland Bractea Bey is hereby reprimanded for engaging in the unlicensed practice of nursing in New Jersey while his license was suspended.

2. A civil penalty in the amount of one thousand dollars (\$1,000) is imposed for violation of N.J.S.A. 45:11-37, 45:1-25, and 45:1-22(e). Payment shall be made by money order, bank cashier check or certified check, made payable to the State of New Jersey or by wire transfer, direct deposit or credit card payment delivered or mailed to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making payment. Payment shall be due no later than fifteen (15) days after the filing of this Final Order of Discipline. In the event respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Murphy, PhD, APN
Board President

cc: Robert Bohrod
777 Walnut Street
Cranford, New Jersey 07016